



**Fortkort Houston**

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**FACSIMILE COVER SHEET**

**TO:**  
U.S. Patent and Trademark Office  
CENTRAL FAX LINE

**FAX NUMBER:**  
571-273-8300

**PHONE NUMBER:**

**YOUR REF.:**  
10/068,295

**RE:**

**\*\* RESPONSE TO FINAL OFFICE ACTION \*\***

**FROM:**

John A. Fortkort; Reg. No. 38,454

**DATE:**  
21 March 2008

**TOTAL NO. OF PAGES (INCLUDING COVER)**

**22**

**OUR REF.:**  
LYRN004US0

**PLEASE DELIVER TO EXAMINER TRUONG IN ART UNIT 2194. THANK YOU!**

**RE:** RESPONSE TO FINAL OFFICE ACTION DATED JANUARY 25, 2008  
**USAN:** 10/068,295  
**Art Unit:** 2194  
**Examiner:** Truong, Lechi

Dear Sir,

Please find attached the following documents:

1. General Transmittal (1 page);
2. Fee Transmittal (1 page); and
3. Response to Final Office Action dated January 25, 2008 (19 pages).

Should the Examiner have any questions, he is respectfully requested to contact the undersigned attorney.

Respectfully submitted,  
**FORTKORT & HOUSTON, P.C.**

John A. Fortkort  
Reg. No. 38,454

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**MAR 21 2008**

512-343-4530

p.2

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

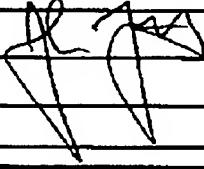
(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/068,295
Filing Date	February 5, 2002
First Named Inventor	Mitchell, Oscar R.
Art Unit	2194
Examiner Name	Truong, Lechi
Attorney Docket Number	LYRN004US0

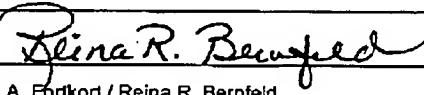
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  <input type="checkbox"/> U.S. PTO facsimile cover sheet
Remarks		
It is believed no further fee is due with this submission, however, should a further fee be deemed due, or a credit, the Commissioner is hereby authorized to deduct or credit such fee from deposit account number 50-3694 in the name of Fortkort & Houston P.C.		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	FORTKORT & HOUSTON P.C.		
Signature			
Printed name	John A. Fortkort		
Date	21 March 2008	Reg. No.	38,454

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	John A. Fortkort / Reina R. Bernfeld	Date	21 March 2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04v2)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL  
For FY 2005 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

-0-

## Complete if Known

Application Number	10/068,295
Filing Date	February 5, 2002
First Named Inventor	Mitchell, Oscar R.
Examiner Name	Truong, Lechi
Art Unit	2194
Attorney Docket No.	LYRN004US0

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 50-3694 Deposit Account Name: Fortkort & Houston P.C.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

## 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	--
Design	200	100	100	50	130	65	--
Plant	200	100	300	150	160	80	--
Reissue	300	150	500	250	600	300	--
Provisional	200	100	0	0	0	0	--

## 2. EXCESS CLAIM FEES

## Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Small Entity	
				Fee (\$)	Fee (\$)
22	0	0	0	50	25

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
				Fee (\$)	Fee Paid (\$)
3	0	0	0	-0-	-0-

HP = highest number of independent claims paid for, if greater than 3.

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
100	0	(round up to a whole number)	0	0

## 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): \_\_\_\_\_

## SUBMITTED BY

Signature		Registration No. 38,454 (Attorney/Agent)	Telephone 512-343-4539
Name (Print/Type)	John A. Fortkort		Date 21 March 2008

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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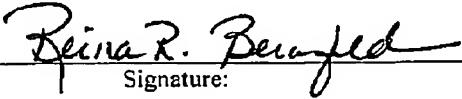
Attorney Docket No.: LYRN004US0

PATENTS  
Customer No. 37,141

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Mitchell et al.  
Serial No.: 10/068,295  
Filing Date: 02/05/2002  
Examiner: Lechi Truong  
Art Unit: 2194  
Title: APPLICATION-SPECIFIC INFORMATION-PROCESSING  
METHOD, SYSTEM AND APPARATUS

**MAIL STOP: AMENDMENTS**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

<b>CERTIFICATION OF TRANSMISSION / MAILING UNDER 37 C.F.R. 1.8</b>	
I hereby certify that I have cause the documents indicated herein to be deposited with the United States Postal Service to Addressee under 37 CFR 1.8 on the date indicated below and address to Mail Stop Amendments, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or transmitted via facsimile to (571) 273-8200 on the date indicated below.	
Date:	<u>March 21, 2007</u>
 Signature:	
Printed Name: Reina R. Bernfeld / John A. Fortkort	

**RESPONSE TO OFFICE ACTION DATED JULY 13, 2007**

Dear Sir:

This paper is being filed in response to the Office Action dated January 25, 2008.

**Amendments to the Claims:** No amendments to the claims are included with this response.

**Amendments to the Drawings:** No amendments to the drawings are included with this response.

**Amendments to the Specification:** No amendments to the specification are included with this response.

**Remarks/Arguments** begin on page 7 of this paper.